

**BEFORE THE  
FEDERAL COMMUNICATIONS COMMISSION**

WASHINGTON, D.C.

In the Matter of	)	MM Docket No. 99-222
Amendment of Section 73.202(b)	)	RM-9602
Table of Allotments,	)	RM-9789
FM Broadcast Stations	)	
(Fountain Green, Utah and Levan, Utah)	)	

**RECEIVED**  
JAN 11 2000  
FEDERAL COMMUNICATIONS COMMISSION  
OFFICE OF THE SECRETARY

To: The Chief, Policy and Rules Division

**REPLY COMMENTS**

Micro Communications, Inc. ("Micro"), by its attorney, pursuant to the Commission's Public Notice, Report No. 2375, released December 27, 1999 submits herewith reply comments to its counterproposal. As demonstrated herein, an exchange of the channels already under consideration would even better serve the public interest.

By way of background, we respectfully note that this proceeding was launched by a Notice of Proposed Rulemaking (DA99-1169, released June 18, 1999) which proposed the allotment of Channel 244A at Fountain Green, Utah, at the suggestion of Mountain West Broadcasting ("Mountain West"). In its subject counterproposal, Micro requested the allotment of Channel 256A at Fountain Green in order to permit an upgrade of its station KLBN (FM), Levan, Utah from Channel 256A to Channel 244C1. In comments filed August 9, 1999, Mountain West requested the allotment of Channel 260A at Fountain Green in order to avoid mutual exclusivity with the Levan counterproposal. In reply comments filed August 23, 1999, Micro agreed with Mountain West's alternative proposal.

The parties now respectfully request that the channels they had most recently suggested be exchanged, so as to maximize the public interest benefits of both of their respective proposals. Specifically, the parties request that Channel 260C1 be allotted to Levan and that Channel 244C1 be allotted to Fountain Green.

Submitted herewith is an engineering statement of Beem Co. demonstrating that the exchange of channels (and upgrade from Class A to Class C1 at Fountain Green) will meet the Commission's spacing requirements. We respectfully note that since the referenced coordinates consist of the cities' centers, both proposals, by definition, will provide the requisite coverage to their respective cities of license. The engineering statement further demonstrates that the channel upgrade at Fountain Green will permit increased coverage of a factor of nearly seven. Finally, we note that the channel change will benefit Levan insofar as it will afford Micro increased flexibility in locating a site, which will result both in greater population coverage and the use of a higher elevation (and shorter tower) which should reduce construction and

State of Oregon filed 014  
1/11/00

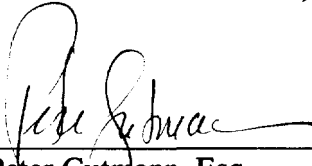
maintenance costs and thereby increase the reliability of the facility and the resources which can be redirected toward programming service.

In light of the foregoing, we respectfully suggest that the public interest would best be served by allotting Channel 260C1 to Levan, Utah and Channel 244C1 to Fountain Green, Utah in this proceeding.

Respectfully submitted,

MICRO COMMUNICATIONS, INC.

By:

  
Peter Gutmann, Esq.  
Its Attorney

Pepper & Corazzini, L.L.P.  
1776 K Street, N.W., Suite 200  
Washington, D.C. 20006  
(202) 296-0600

January 11, 2000

CERTIFICATE OF SERVICE

I, Regina S. McFadden, hereby certify that I have, on this 11th day of January 2000, caused a copy of the foregoing "**Reply Comments**" to be served by first class U.S. mail, postage prepaid, to the following:

Victor A. Michael, President  
Mountain West Broadcasting  
6807 Foxglove Drive  
Cheyenne, WY 82009

  
Regina S. McFadden

**REQUEST FOR ALLOCATION CHANGE**  
**FOR**  
**MICRO COMMUNICATIONS, INC.**  
**PERMITTEE**  
**OF**  
**KBLN, LEVAN, UT**

**JANUARY 2000**

**BY: BEEM CO.**  
**ARCADIA, CA**  
**(626) 446-3468**

**ENGINEERING STATEMENT OF JOEL T. SAXBERG**

**Micro Communications, Inc., permittee of FM station KBLN, Levan, Utah request consideration of the following changes to the table of allocations. Mountain West Broadcasting, permittee of new Fountain Green channel 244A drop-in has given consent to the proposed channel change and upgrade. The following changes are believed to be in the public interest, providing programming into areas that receive few stations.**

**Requested Changes Proposed**

**Levan, UT From Ch 244C1 to Ch 260C1 (delete Ch 256A & Ch 244C1)  
Fountain Green, UT From Ch 260A to Ch 244C1 (delete Ch 260A)**

**Allocations with Requested Changes**

**Levan, UT Ch 260C1  
Fountain Green, UT Ch244C1**

**Population and Change**

**Levan, UT Ch 260C1 from Ch 244 C1 (245,056 no change)  
Fountain Green, UT from Ch 260A to Ch 244C1 (13,727 to 95,489)**

**Both channel 244C1 at Fountain Green, UT and channel 260C1 at Levan, UT meet the requirements of §73.207 without site restrictions. Allocation studies for both sites are included with this request. City center coordinates taken from an electronic atlas were used to determine compliance of C.F.R. §73.207 for both Fountain Green and Levan, UT. Micro Communications and Mountain West Broadcasting intend to expeditiously apply for these proposed facilities.**

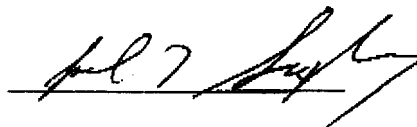
## ENGINEERING CERTIFICATION

**JOEL T. SAXBERG** deposes and says:

1. That he is President of Broadcast Engineering and Equipment Maintenance Company, "BEEM CO.", radio engineering consultants. BEEM CO. maintains offices at: 2322 S. Second Avenue, Arcadia, CA 91006. Telephone (626) 446-3468
2. That he was graduated from California State University at Los Angeles, February 1966, with a Bachelor of Science degree in Electronic Engineering. He received a MS degree in Electronic Engineering Technology in August 1996.
3. That he has submitted many applications to the Federal Communications Commission for broadcast and auxiliary broadcast construction permits and licenses.
4. That his experience in broadcast engineering is a matter of record and he has spent over thirty years working in the field of radio engineering.
5. That the attached engineering exhibit and reports were prepared by him or under his direction and supervision. That he believes the facts stated therein to be both true and accurate. Statements that are based on information supplied by others are also believed to be true and accurate.
6. That he has performed field work on AM and FM broadcast transmitting systems throughout this country and continues to provide technical consulting services on a daily basis to broadcasters.
7. That he declares under penalty of perjury the foregoing is true and correct.

Executed on

1/10/2000



Joel T. Saxberg

01-10-2000

BEEM Company

PAGE 1

FM Study for: NEW244	FCC Database Date: 11/1999	39-37-48
Location: FOUNTAIN GREEN, UT	Channel Class: C1	111-38-04
Call City, State	Chan Class Freq kW Latitude Dist.	Required
Status Proponent	File Number HAAT Longitude Azm.	Clear (km)

----->>>>>>> Study For Channel 244 96.7 MHz <<<<<<<<-----

ALLOCR LEVAN, UT	244 C1	96.7		39-33-32	14.9	245	
ADD Micro Communications, Docket-99-222			0	111-46-55	238.1	-230.1	SHORT
Use of 73.215 for short spacing requires:						224 -209.1	SHORT

Counterproposal

FR ADD FOUNTAIN GREEN, UT	244 A	96.7		39-37-42	0.5	200	
ADD Mountain West Broadca Docket-99-222			0	111-38-24	248.8	-199.5	SHORT
Use of 73.215 for short spacing requires:						178 -177.5	SHORT

Drop-in w/o site restriction req.

KKEX PRESTON, ID	244 C1	96.7	55.	41-52-18	249.4	245	
CP Sun Valley Radio, Inc	BPH-940203ID	66	111-48-31	356.7	+4.4	CLOSE	

From Channel 244A per One-Step Process-Transmitter Site is located in Utah

KXRK PROVO, UT	242 C	96.3	38.+	40-36-28	117.4	105	
LIC Acme Broadcasting, In	BLH-951207KA	900	112-09-26	337.8	+12.4	CLOSE	

KISNFM SALT LAKE CITY, UT	246 C	97.1	30.0	40-39-35	124.1	105	
LIC KISN-FM License L.P.	BMLH-890328KA1113		112-12-05	337.3	+19.1	CLEAR	

GRANDFATHERED AT 30KW @ 1113M HAAT.

KXRK PROVO, UT	242 C	96.3	25.5	40-39-40	124.3	105	
APP KXRK, INC.	BPH-990722IA1139		112-12-05	337.3	+19.3	CLEAR	

KENZ-A OREM, UT	298 C	107.5	43.	40-16-48	76.6	41	
LIC Citadel License, Inc.	BLH-980127KB	848	111-56-05	340.5	+35.6	CLEAR	

Auxiliary antenna

KENZ OREM, UT	298 C	107.5	43.	40-16-48	76.6	41	
LIC Monarch Broadcasting,	BLH-850517KF	869	111-56-05	340.5	+35.6	CLEAR	

GRANDFATHERED @ 45KW AND 869M HAAT

KHIX ELY, NV	244 C1	96.7	100.	39-11-53	282.4	245	
CP Topaz Enterprises, In	BPH-961223MA	-9	114-51-57	261.2	+37.4	CLEAR	

\*To Channel 244C, Carlin, NV per D98-185

01-10-2000

BEEM Company

PAGE 1

FM Study for: NEW260

FCC Database Date: 11/1999

39-33-31

Location: LEVAN, UT

Channel Class: C1

111-51-40

Call City, State

Chan Class Freq kW Latitude Dist. Required

Status Proponent

File Number HAAT Longitude Azm. Clear (km)

&gt;&gt;&gt;&gt;&gt;&gt;&gt; Study For Channel 260 99.9 MHz &lt;&lt;&lt;&lt;&lt;&lt;&lt;

FR	FOUNTAIN GREEN, UT	260 A	99.9		39-37-42	20.5	200	
ADD	Mountain West Broadca	RM-		0	111-38-24	67.8	-179.5	SHORT
						Use of 73.215 for short spacing requires:	178	-157.5 SHORT

Alternate channel

KEKB	FRUITA, CO	260 C	99.9	79.	39-03-56	274.0	270	
LIC	Jan-Di Broadcasting,	BLH-980304KJ	470		108-44-52	100.5	+4.0	CLOSE

KURR	BOUNTIFUL, UT	258 C	99.5	39.	40-36-29	119.3	105	
LIC	Bountiful Broadcastin	BLH-880311KC	900		112-09-33	347.8	+14.3	CLOSE

KSFI	SALT LAKE CITY, UT	262 C	100.3	26.0	40-39-35	125.7	105	
LIC	Simmons Family, Inc.	BLH-781101AD1140			112-12-05	346.8	+20.7	CLEAR

GRANDFATHERED AT 26.0 KW @ 1140 M HAAT.

ALLOC	MONROE, UT	257 C2	99.3		38-37-21	106.4	79	
VAC		Docket-97-224		0	112-07-29	192.5	+27.4	CLEAR

A Filing Window for this Channel will be Opened by the Commission in a Subsequent Order.